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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

**IN RE SEAGATE TECHNOLOGY LLC  
LITIGATION**

No. 5:16-cv-00523-RMW

STIPULATION AND [PROPOSED]  
ORDER VOLUNTARILY DISMISSING  
PLAINTIFF ADAM GINSBERG  
WITHOUT PREJUDICE PURSUANT  
TO CIVIL PROCEDURE RULE 41(a)(1)

Pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure, it is hereby stipulated and agreed, by and between the parties, that plaintiff Adam Ginsberg is dismissed, without prejudice and without costs. This voluntary dismissal of Adam Ginsberg does not affect any of the claims made in the Second Consolidated Amended Complaint (ECF No. 62).

In agreeing to this voluntary dismissal, Defendant does not waive its rights under the Federal Rules of Civil Procedure, including Rules 45 and 26, to seek discovery from Mr. Ginsberg as a percipient witness/absent member of the putative class. Similarly, Plaintiffs do not waive their right to seek a protective order under Rule 26 preventing any such discovery.

DATED: July 26, 2016

HAGENS BERMAN SOBOL SHAPIRO LLP

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*Attorneys for Plaintiffs*

1  
2                   **SHEPPARD, MULLIN, RICHTER**  
3                   **& HAMPTON LLP**  
4                   A Limited Liability Partnership  
5                   Including Professional Corporations

6  
7                   DATED: July 26, 2016

8                   By: /s/ Anna S. McLean

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21                  *Attorneys for Defendant*

22                  **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

23                  Dated: \_\_\_\_\_

24                  \_\_\_\_\_  
25                  UNITED STATES DISTRICT JUDGE

**1            ATTESTATION PURSUANT TO CIVIL LOCAL RULE 5-1(i)(3)**

2            I, Steve W. Berman, am the ECF User whose identification and password are being used to  
3 file this Stipulation and [Proposed] Order Voluntarily Dismissing Plaintiff Adam Ginsberg Without  
4 Prejudice Pursuant to Civil Procedure Rule 41(a)(1). In compliance with Civil Local Rule 5-1(i)(3),  
5 I hereby attest that all signatories have concurred in this filing.  
6

7            Dated: July 26, 2016

By: /s/ Steve W. Berman  
8            Steve W. Berman

**9            CERTIFICATE OF SERVICE**

10          I hereby certify that on July 26, 2016, I electronically filed the foregoing document using the  
11 CM/ECF system which will send notification of such filing to the e-mail addresses registered in the  
12 CM/ECF system, as denoted on the Electronic Mail Notice List.  
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14          /s/ Steve W. Berman  
15          STEVE W. BERMAN  
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